

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

SW – Srikakulam District –Release of decretal charges for acquisition of land admeasuring Hects.1-91-00 of Veeraghattam (V) & (M), for provision of house sites to weaker sections as ordered in OP No.1/98 - Orders - Issued.

SOCIAL WELFARE (LA) DEPARTMENT

G.O.Rt.No. 662

Dated.19-09-2009.

Read the following:-

- 1.From the District Collector, Srikakulam, Letter Rc.No.504/1997/SWLA, dated.26-7-2008.
- 2.From the Commissioner of Social Welfare, AP, Hyderabad Lr.No.LA3/8105/2008, dated.14-8-2008.
- 3.From the Spl. C.S. and Chief Commissioner of Land Administration AP, Hyderabad Letter Rc.No.G2/1144/2008, Dated.17-9-2008.

ORDER:-

In the letter 3rd read above, the Spl. Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad, has proposed to release an amount of Rs.2,35,277/- to the District Collector, Srikakulam District towards payment of decretal charges as per orders of Hon'ble High Court in AS No.2918/2001 and Cross Objections (SR) No.21723 of 2002.

2. The facts of the case, as stated by him are that an extent of Hec.1-91-0 of dry and wet land of Veeraghattam (V) & (M), Srikakulam District has been acquired by the Land Acquisition Officer and MRO, Veeraghattam for provision of house sites to weaker sections and passed an Award No.7/84, dated.31-10-1984, fixing the market value of the land @ Rs.13,000/- per acre. Aggrieved by the said orders, the land owners of Hec.1.74.5, have filed a petition under Section 18 of The Land Acquisition Act, before the Senior Civil Judge Court, Rajam in OP No.1/98 and the Court has passed a decree dated.13-2-2001 enhancing the market value from Rs.13,000/- to 24,000/- per acre. The petitioners have filed an EP No.2/2002 for implementation of the orders of Senior Civil Judge Court.

3. The Land Acquisition Officer has filed an appeal before the High Court. The High Court has delivered its interim orders. In pursuance of the interim orders of Hon'ble High Court, an amount of Rs.68,070/- was deposited in the Civil Court through DD dated.4-12-2002. The Land Acquisition Officer has however filed an AS. No.131/94 before the High Court against the orders of the Lower Court and the High Court have dismissed the same on 24-9-2003. Further, the Land Acquisition Officer has filed an AS. No.2918/2001 & Cross Objections (SR) No.21723 of 2002. The Hon'ble High Court in its decree dated.16-10-2006, enhanced the market value to Rs.30,000/- per acre. The G.P. for Appeals, High Court has opined that this is not a fit case to prefer any further appeal to Hon'ble Supreme Court of India. Accordingly, the District Collector, Srikakulam has furnished a calculation sheet for sanction of an amount of Rs.4,15,580/- towards the balance of decretal charges. The Special Chief Secretary & Chief Commissioner of Land Administration, AP, Hyderabad, has however calculated the amount payable as Rs. 2,35,277 only.

4. In view of circumstances stated above, the Government hereby accord sanction for an amount of Rs.2,35,277/- (Rupees two lakh thirty five thousands two hundred and seventy seven only) to the District Collector, Srikakulam, towards payment of balance decretal charges in respect of the land to an extent of Hec.1.74.5, of Veeraghattam (V) & (M), Srikakulam District in order to comply with the orders of the Hon'ble High Court in AS No.2918/2001 & Cross Objections (SR) No.21723 of 2002, dated.16-10-2006.

(PTO)

::2::

5. The amount of expenditure sanctioned at para (4) above shall be debited to the following Head of Account.

“2225- Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes -01 Welfare of Scheduled Castes – M.H.283- Housing – GH.11- Normal State Plan – SH (05) – Acquisition of House Sites to weaker sections under INDIRAMMA Programme – 310 – Grants-in-aid 312 – Other Grants-in-aid“

and shall be met from the provision available in the Budget Estimates 2009-10.

6. The Commissioner of Social Welfare, Hyderabad, is directed to issue necessary proceedings to the Collector, Srikakulam District accordingly.

7. The Collector, Srikakulam District, is directed to verify the calculation sheet submitted by the Land Acquisition Officer once again before issue of proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

8. This order does not require the concurrence of Finance (Exp.SW) Department as per the instructions issued vide their U.O. Note No.12869/196/A1 /Exp.SW/2009, dated.22-5-2009 and U.O.No.15926/256/A1/ Expr.SW/09, dated.17-8-2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To

Spl. Chief Secretary to Government and

Chief Commissioner of Land Administration, AP, Hyderabad.

The Commissioner of Social Welfare, Andhra Pradesh, Hyderabad.

The District Collector, Srikakulam District.

Copy to :

The Director of Treasuries and Accounts, A.P. Hyderabad.

The Accountant General, A.P, Hyderabad.

The District Treasury Officer, Srikakulam District.

The Finance (Exp.SW) Department.

Sf/sc

//FORWARDED::BY ORDER//

SECTION OFFICER